

As a below-named inventor(s), I/we hereby declare that:

My/Our residence(s), post office address(es) and citizenship(s) is/are as stated below next to my/our name(s).

I/We believe I/we am/are the original inventor, first and sole (if only one name is listed below) or the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed, and for which a patent is sought on the invention entitled:

Flat implant, method for its manufacture and use in surgery
the specification of which: (check one)

☒ is attached hereto.

☒ was filed on Nov. 6, 2000, as Serial No. 09/705,924,

and was amended on _____ (if applicable).

I/we hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application as defined by 37 CFR § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications:

			Priority Claimed	
<u>199 54 166.3</u>	<u>Germany</u>	<u>10 / 11 / 1999</u>	<input checked="" type="checkbox"/> [X]	[]
(Application No.)	(Country)	(Day/Month/Year Filed)	Yes	No
<u> </u>	<u> </u>	<u> / / </u>	[]	[]
(Application No.)	(Country)	(Day/Month/Year Filed)	Yes	No
<u> </u>	<u> </u>	<u> / / </u>	[]	[]
(Application No.)	(Country)	(Day/Month/Year Filed)	Yes	No

We hereby appoint Gary M. Nath, Reg. No. 26,965; Harold L. Novick, Reg. No. 26,011; Suet M. Chong, Reg. No. 38,104; Todd L. Juneau, Reg. No. 40,669; Patricia M. Drost, Reg. No. 29,790; Lee C. Heiman, Reg. No. 41,827; Jerald L. Meyer, Reg. No. 41,194; Joshua B. Goldberg, Reg. No. 44,126; David Milligan, Reg. No. 42,893 and Robert G. Lev, Reg. No. 30,280; David R. Murphy, Reg. No. 22,751; Paul A. Sacher, Reg. No. 43,418; Gregory B. Kang, Reg. No. P-45,273; Scott F. Yarnell, P-45,245; as my attorneys to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith.

Direct Telephone Calls to:

Gary M. Nath
(202) 775-8383

Send Correspondence to:
NATH & ASSOCIATES
Sixth Floor
1030 15th Street, N.W.
Washington, D.C. 20005 U.S.A.

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by 35 U.S.C. § 112, first paragraph, I/we acknowledge the duty to disclose material information as defined in 37 CFR § 1.56, which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(U.S. Application Serial No.)	(U.S. Filing Date)	(Status--patented, pending, abandoned)
<u> </u>	<u> </u>	<u> </u>
(U.S. Application Serial No.)	(U.S. Filing Date)	(Status--patented, pending, abandoned)
<u> </u>	<u> </u>	<u> </u>

DECLARATION FOR PATENT APPLICATION

Attorney Docket No. 24446

As a below-named inventor(s), I/we hereby declare that:

My/Our residence(s), post office address(es) and citizenship(s) is/are as stated below next to my/our name(s).

I/We believe I/we am/are the original inventor, first and sole (if only one name is listed below) or the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed, and for which a patent is sought on the invention entitled:

Flächiges Implantat, Verfahren zu seiner Herstellung und Verwendung in der Chirurgie
the specification of which: (check one)

☒ is attached hereto.

☐ was filed on _____, as Serial No. _____,

and was amended on _____ 19____ (if applicable).

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the patentability of this application as defined by 37 CFR § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications:

199 54 166.3	<u>Germany</u>	<u>10 / 11 / 1999</u>	Priority Claimed
(Application No.)	(Country)	(Day/Month/Year Filed)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u> </u>	<u> </u>	<u> / / </u>	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Application No.)	(Country)	(Day/Month/Year Filed)	
<u> </u>	<u> </u>	<u> / / </u>	<input type="checkbox"/> Yes <input type="checkbox"/> No
(Application No.)	(Country)	(Day/Month/Year Filed)	

We hereby appoint Gary M. Nath, Reg. No. 26,965; Harold L. Novick, Reg. No. 26,011; Suet M. Chong, Reg. No. 38,104; Todd L. Juneau, Reg. No. 40,669; Patricia M. Drost, Reg. No. 29,790; Lee C. Heiman, Reg. No. 41,827; Jerald L. Meyer, Reg. No. 41,194; Joshua B. Goldberg, Reg. No. 44,126; David Milligan, Reg. No. 42,893 and Robert G. Lev, Reg. No. 30,280; David R. Murphy, Reg. No. 22,751; Paul A. Sacher, Reg. No. 43,418; Gregory B. Kang, Reg. No. P-45,273; Scott F. Yarnell, P-45,245; as my attorneys to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith.

Director: Telephone Calls to:

Gary M. Nath
(202) 775-8383



020529

PATENT TRADEMARK OFFICE

Send Correspondence to:

NATH & ASSOCIATES
Sixth Floor
1030 15th Street, N.W.
Washington, D.C. 20005 U.S.A.

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by 35 U.S.C. § 112, first paragraph, I/we acknowledge the duty to disclose material information as defined in 37 CFR § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(U.S. Application Serial No.)	(U.S. Filing Date)	(Status--patented, pending, abandoned)
<u> </u>	<u> </u>	<u> </u>
(U.S. Application Serial No.)	(U.S. Filing Date)	(Status--patented, pending, abandoned)
<u> </u>	<u> </u>	<u> </u>

DECLARATION FOR PATENT APPLICATION

Patent Docket: 24446

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Heinrich PLANCK

Inventor's Signature _____ Date _____

Residence: D - 72622 Nuertingen, GermanyCountry of Citizenship: GermanyPost Office Address: Weinbergstrasse 66, D-72622 Nuertingen, GermanyFull name of second inventor: Erhard MUELLER

Inventor's Signature _____ Date _____

Residence: D - 70565 Stuttgart, GermanyCountry of Citizenship: GermanyPost Office Address: Reinbeckstrasse 29c, D-70565 Stuttgart, GermanyFull name of third inventor: Anette ARNOLD

Inventor's Signature _____ Date _____

Residence: D - 73734 Esslingen, GermanyCountry of Citizenship: GermanyPost Office Address: Osterfeldstrasse 10, D-73734 Esslingen, GermanyFull name of fourth inventor: Hans-Gerd SCHMEES

Inventor's Signature _____ Date _____

Residence: D - 72827 Wannweil, GermanyCountry of Citizenship: GermanyPost Office Address: Friedrich-List-Strasse 18, D-72827 Wannweil, GermanyFull name of fifth inventor: Bernhard LEIBL

Inventors' Signature: _____

Residence: D - 73760 Ostfildern, GermanyCountry of Citizenship: GermanyPost Office Address: Oberer Haldenweg 23/1, D-73760 Ostfildern, Germany

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Heinrich PLANCK

Inventor's Signature *Heinrich Planck* Date 21.03.01

Residence: D-72622 Nuertingen, Germany

Country of Citizenship: Germany

Post Office Address: Weinbergstrasse 66, D-72622 Nuertingen, Germany

Full name of second inventor: Erhard MUELLER

Inventor's Signature *Erhard Mueller* Date 21.03.01

Residence: D-70565 Stuttgart, Germany

Country of Citizenship: Germany

Post Office Address: Reinbeckstrasse 29c, D-70565 Stuttgart, Germany

Full name of third inventor: Anette ARNOLD

Inventor's Signature *Anette Arnold* Date 21.03.01

Residence: D-73734 Esslingen, Germany

Country of Citizenship: Germany

Post Office Address: Osterfeldstrasse 10, D-73734 Esslingen, Germany

Full name of fourth inventor: Hans-Gerd SCHMEES

Inventor's Signature *Hans-Gerd Schmees* Date 21.03.01

Residence: D-72827 Wannweil, Germany

Country of Citizenship: Germany

Post Office Address: Friedrich-List-Strasse 18, D-72827 Wannweil, Germany

1) Heinrich PLANCK, 2) Erhard MUELLER. 3) Anette ARNOLD
4) Hans-Gerd SCHMEES,

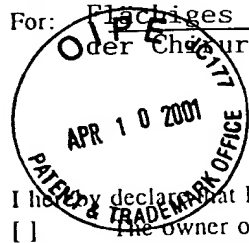
Applicant/Patentee: _____

Serial/Patent No.: _____

Atty. Dkt No. _____

Filed on/Issued on: _____

For: Flächiges Implantat, Verfahren zu seiner Herstellung und Verwendung in
oder Chirurgie



VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR § 1.9(d) AND § 1.27(b)) - SMALL BUSINESS CONCERN

I hereby declare that I am:

☐ The owner of the small business concern identified below:

☒ An official of the small business concern empowered to act on behalf of the concern identified below:

Deutsche Institute für Textil- und Faserforschung Stuttgart

NAME OF CONCERN Stiftung des öffentlichen RechtsADDRESS OF CONCERN Koerschstalstrasse 26, D - 73770 Denkendorf, Germany

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR § 121.8-18, and reproduced in 37 CFR § 1.9(d), for purposes of paying reduced fees under 35 USC § 41(a) and (b), in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement: (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that the rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled Flächiges Implantat, Verfahren zu seiner Her- by inventor(s) _____

1) Heinrich PLANCK, 2) Erhard MUELLER described in: stellung und Verwendung in der
3) Anette ARNOLD, 4) Hans-Gerd SCHMEES Chirurgie

☒ The specification filed herewith

☐ U.S. Application Serial No. _____, filed _____

☐ U.S. Patent No. _____, issued _____

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR § 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR § 1.9(d) or a non-profit organization under 37 CFR § 1.9(e).

FULL NAME _____

ADDRESS _____

☐ Individual ☐ Small Business ☐ Non-Profit

*NOTE: Separate Verified Statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR § 1.27).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the Issue Fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR § 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC § 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.

NAME OF PERSON SIGNING Heinrich PlanckTITLE OF PERSON SIGNING DirectorADDRESS OF PERSON SIGNING Koerschstalstrasse 26, 73770 DenkendorfSignature [Signature] Date 17.11.00